(49)

HIGH COURT OF CHHATTISGARH AT BILASPUR
Writ Petition (s) No. 5852 of 2006

Petitioner — R.S. Bariha Aged about 54 years S/o. Late Shri Pitho Bariha working as Upper Division Clerk, Lok Swasthya Yantriki Vibhag, Raipur, resident of - Rajendra Nagar, Janta Quarter, 156, Near E-35, District Raipur (C.G.)

Versus

Respondents

1. The State of Chhattisgarh, Through : Secretary Department of Public Health Engineering, D.K.S. Bhawan Raipur (C.G.)
2. Additional Secretary, Public Health Engineering Department, Raipur (C.G.)
3. Engineer in Chief, Public Health Engineering Department, Raipur (C.G.)
4. Superintendent Engineer, Public Health Engineering Department (Electrical Engineering Division) Raipur (C.G.)
5. Executive Engineer, Public Health Engineering Department, (Electrical Engineering Division) Raipur (C.G.)
6. Smt. M.V. Ekka, Assistant Grade-II, Public Health Engineering, (Electrical Engineering) Divison Raipur (C.G.)
7. Shri P.R. Sahu, Assistant Grade-II, Public Health Engineering, (Electical Engineering) Division, Raipur (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

SB: Hon'ble Justice Shri Satish K. Agnihotri

Present: Mr. Abhishekh Sharma, Advocate for the petitioner.
Mr. V.V.S. Murthy, Dy. Advocate General with Ms. Sunita Jain, Panel lawyer for the respondents No. 1 to 5/State.

ORDER
(Passed on this 19th day of April, 2007)

1. The petitioner has filed this petition challenging the transfer order dated 7.7.2006. By virtue of the status quo order dated 30.10.2006, passed by this Court, the petitioner is continuing at the original place of posting.
2. Be that as it may, with the passage of time this petition has become infructuous, as period of transfer is not applicable forever. At this point of time there is no question to examine the validity of the transfer order. However, the respondents are at liberty to pass appropriate orders, keeping in view the public interest and administrative exigency, without insisting on compliance of the impugned transfer order.
3. In view of the above, this petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

B/-